

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 16468 of 2004

Between:

N.Suresh, S/o.N.Mruthyumjaya Rao,
Syndicate Bank, Bichkunda, Nizamabad Dist.

..... PETITIONER

AND

- 1 The Govt. of A.P. rep.by its Prl.Secty. Social Welfare Dept., Secretariat, ...
Hyderabad.
- 2 The Dist.Collector, & Magistrate, E.G.Dist, Kakinada.
- 3 The Syndicate Bank, rep.by its Dy.General Manager, Personnel Dept., . .
Personnel Admn. Division, (Officers),
Head office, Manipal.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue writ of mandamus or any other writ, order or direction more particularly one in the nature of mandamus directing respondent No.3 to continue the petitioner in the service as Asst .Manager in Respondent No.3's Bank as per the orders of the Respondent No.1 in Memo. No.4801/CV1/2004/1 dated 19-07-2004.

Counsel for the Petitioner:MR.V.RAJA MANOHAR

Counsel for the Respondent Nos 1 & 2 : GP FOR SOCIAL WELFARE

Counsel for the Respondent No.3: Mr.A.Rama Krishnam Raju

The Court made the following :

ORDER:

-

The petitioner is working as an Assistant Manager in the 3rd respondent bank. He got appointment by claiming that he belongs to 'Muchi' Caste which is in the list of Schedule Castes. His social status certificate was cancelled by the 2nd respondent on 26-5-1999. Aggrieved by the said order, he preferred an appeal to the 1st respondent on 23-6-1999. Subsequently through order dated 4-5-2004, the 1st respondent rejected the appeal by confirming the order of the 2nd respondent. The petitioner claims that against the said order of the 1st respondent, he preferred a review petition and it is pending with the 1st respondent. During the pendency of the review petition, the petitioner approached this Court through W.P.No.12145 of 2004 challenging the order of the 1st respondent in the appeal. This Court disposed of the said Writ Petition on 19-7-2004 directing the 1st respondent to dispose of the review petition of the petitioner by giving an opportunity to all the parties to the proceedings and pass appropriate orders within 60 days from the date of receipt of a copy of the said order.

The learned counsel for the petitioner represents that the Writ Petition is still pending. But, during the pendency of the review petition, the 1st respondent passed an order of status quo ante and the said order copy was received on 20-7-2004 by the petitioner.

The learned counsel for the petitioner further submits that immediately after the disposal of the appeal by the 1st respondent, the 3rd respondent terminated the services of the petitioner and in view of the status quo ante order passed by the 1st respondent, the 3rd respondent should take the petitioner into service and continue him in service, during the pendency of the review petition.

It is submitted on behalf of the petitioner that the petitioner made representations to the 3rd respondent on 9-8-2004 and 14-8-2004 requesting to implement the order of

the 1st respondent dated 19-7-2004 and it is pending with the 1st respondent. The petitioner, therefore, approached this Court through this Writ Petition to direct the 3rd respondent to continue the petitioner in the service as Assistant Manager in the 3rd respondent-Bank, as per the orders of the 1st respondent, dated 19-7-2004.

In the light of the circumstances explained by the petitioner, the 3rd respondent is directed to pass appropriate orders on the representations of the petitioner, dated 19-8-2004 and 14-8-2004 in pursuance of the order of the Government, dated 19-7-2004 within two weeks from the date of receipt of a copy of this Order.

The Writ Petition is accordingly disposed of. No order as to costs.

Dr. G.Yethirajulu, J.

21st September, 2004

KM

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Prl.Secty,. Social Welfare Dept., Govt. of A.P. Secretariat, ...
Hyderabad.

2 The Dist.Collector, & Magistrate, E.G.Dist, Kakinada.

3 The Dy.General Manager, Personnel Dept. Syndicate Bank, Personnel Admn. .
Division, (Officers), Head office, Manipal.

4.2CCs to G.P. for Social Welfare, High Court Buildings, Hyderabad (OUT

2.2CD copies

THE HON'BLE DR JUSTICE G.YETHIRAJULU

-

-

-

-

-

-

-

-

-

-

-

-

-

-

WRIT PETITION NO : 16468 of 2004

-

-

-

-

-

-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-

21st September, 2004.